

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001	03 MDL 1570 (GBD) (FM) ECF Case
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This document relates to:

*Bauer et al. v. al Qaeda Islamic Army, et al.*, 02-cv-7236 (GBD)(FM)  
*Ashton et al. v. al Qaeda Islamic Army, et al.*, 02-cv-6977 (GBD)(FM)

DOROTHEA M. CAPONE, Esq., hereby states under penalty of perjury that:

1. I am an attorney representing the forty (40) *Bauer* Plaintiffs (herein referred to as “*Bauer II*”) and the four (4) *Ashton* Plaintiffs who are the subject of this motion in the above-captioned litigation, and submit this Declaration in support of the motion for final judgment on behalf of the individual Plaintiffs identified in Exhibits A and B attached hereto.


2. The sources of my information and the basis for my belief in my statements contained herein are my personal involvement in this matter, my firm’s representation of the forty (40) *Bauer II* and four (4) *Ashton* Plaintiffs listed in Exhibits A and B in connection with the September 11<sup>th</sup> terror attacks, other court records relating to the multi-district litigation to which the forty (40) *Bauer II* and four (4) *Ashton* Plaintiffs are parties, and conversations with family members of these Plaintiffs. Any matters about which I lack personal knowledge are asserted herein upon information and belief.

3. All of the decedents listed in Exhibits A and B died in the September 11, 2001 terror attacks and are survived by the immediate family members whose relationships to the decedents are described in Exhibits A and B.

4. The family members listed in Exhibits A and B sought compensation through the September 11<sup>th</sup> Victim Compensation Fund (“VCF”), and a VCF award was issued to some of the beneficiaries of the decedents listed in Exhibits A and B.

5. We are in the process of obtaining economic loss information for the forty (40) *Bauer II* and the four (4) *Ashton* Plaintiffs listed in Exhibits A and B, and my firm will submit future motions for summary judgment as to economic losses on behalf of these Plaintiffs at a later date.

Dated: October 7, 2016  
New York, NY



Dorothea M. Capone